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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/612,810	07/10/2000	Anthony S. Bradley	BIT-12	8996

7590

04/08/2004

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EXAMINER
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ADDIE, RAYMOND W

ART UNIT	PAPER NUMBER
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3671

DATE MAILED: 04/08/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

**Notice  
of  
Defective Appeal Brief**

1. The appellant's statement in the brief that certain claims do not stand or fall together is not agreed with because Claims 2, 3; 17, 18; 22-24; 25; 31, 33, 34; 32; 35, 37-43; 42, 43; 46-48; are not listed in the grouping of the claims but are separately argued as denoted by the semi-colons above.

Hence, it is unclear as to whether or not the above cited claims stand or fall together, or separately from the claims that are cited in the grouping of the claims.

Further, Appellant argues against the rejection of claims 77, 78 as being unpatentable over Bradley in view of Dooleage. However, no claim 78 exists in the application, as filed.


2. Appellant is required to comply with provisions of 37 CFR 1.192(c). To avoid dismissal of the appeal, Appellant must comply with the provisions of 37 CFR 1.192(c) within the longest of any of the following TIME PERIODS: (1) ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing of this communication; (2) within the time period for reply to the action from which appeal has been taken; or (3) within two months from the date of the notice of appeal under 37 CFR 1.191. Extensions of these time periods may be granted under 37 CFR 1.136.

Art Unit: 3671

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Raymond Addie whose telephone number is (703) 305-0135. The examiner can normally be reached on Monday-Friday from 8:00 am to 2:00 pm, 6-8 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thomas B. Will, can be reached on (703) 308-3870. The fax phone number for this Group is (703) 308-8623.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Group receptionist whose telephone number is (703) 308-1113.

  
**Thomas B. Will**  
**Supervisory Patent Examiner**  
**Group 3600**

**RWA**  
**8/18/2003**